

**United States District Court, Eastern District of Washington**  
**Magistrate Judge Alexander C. Ekstrom**  
**Yakima**

**USA v. JOSIMAR ESPINOZA-  
BARAJAS**

**Case No. 4:22-CR-6032-MKD-1**

**Arraignment/Initial Appearance on Indictment:**

**09/15/2022**

- |                                                                                                                                                  |                                                                     |
|--------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Pam Howard, Courtroom Deputy [Y]                                                                             | <input checked="" type="checkbox"/> Richard Burson, US Atty         |
| <input checked="" type="checkbox"/> Erica Helms, US Probation / Pretrial Services Officer                                                        | <input checked="" type="checkbox"/> Richard Smith, Defense Atty     |
| <input checked="" type="checkbox"/> Defendant present <input checked="" type="checkbox"/> in custody USM <input type="checkbox"/> out of custody | <input checked="" type="checkbox"/> Interpreter <b>NOT REQUIRED</b> |
|                                                                                                                                                  | <input type="checkbox"/> Defendant not present / failed to appear   |

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- |                                                                                                                                                        |                                                                                   |
|--------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> USA Motion for Detention                                                                                           | <input checked="" type="checkbox"/> Rights given                                  |
| <input type="checkbox"/> USA not seeking detention                                                                                                     | <input checked="" type="checkbox"/> Acknowledgment of Rights filed                |
| <input checked="" type="checkbox"/> Financial Affidavit (CJA 23) filed                                                                                 | <input checked="" type="checkbox"/> Defendant received copy of charging document  |
| <input type="checkbox"/> The Court will appoint the Federal Defenders                                                                                  | <input checked="" type="checkbox"/> Defendant waived reading of charging document |
| <input checked="" type="checkbox"/> Based upon conflict with Federal Defenders, the Court will appoint CJA Panel Attorney, Richard Smith, at this time | <input type="checkbox"/> Charging document read in open court                     |
| <input checked="" type="checkbox"/> PRE-Trial Services Report ordered                                                                                  | <input type="checkbox"/> POST Pre-Trial Services Report ordered                   |
| <input type="checkbox"/> AO Advice of Penalties/Sanctions filed                                                                                        |                                                                                   |

**REMARKS**

The Defendant appeared and acknowledged to the Court that their true and correct name is: JOSIMAR ESPINOZA-BARAJAS.

Defendant was assisted by counsel and advised of their rights and the allegations contained in the charging document.

“Not guilty” plea entered.

Court colloquy with Defendant regarding income. Court will appoint counsel at public expense at this time. The issue may be re-evaluated after issue of detention is determined.

Court colloquy with Defense regarding issue of detention.

Discovery to be provided pursuant to the local rule on discovery.

**The Court ordered:**

1. Defendant shall be detained by the U. S. Marshal until further order of the Court.
2. As required by Rule 5(f), the United States is ordered to produce all information required by *Brady v. Maryland* and its progeny. Not doing so in a timely manner may result in sanctions, including exclusion of evidence, adverse jury instructions, dismissal of charges, and contempt proceedings. Order forthcoming.

**Detention Hearing:  
09/19/2022 @ 1:30 p.m. [Y/ACE]**